



PATENT
7586/PD-3033

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
SMITH, et al)
Serial No: 08/392,934)
Filed: September 15, 1993)
For: IMMUNOREACTIVE PEPTIDES)
FROM EPSTEIN-BARR VIRUS)

)

SECOND RENEWED PETITION UNDER 37 CFR 1.48(a)

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231
Attention: Richard R. Cole
Legal Examiner
PCT Legal Office

Dear Sir:

In response to the Decision on Renewed Petition dated March 20, 1997, a copy of which is appended as Exhibit A, enclosed is a new Assent of Assignee to Addition to Originally Named Inventors in the form of a verified statement. The new Assent is appended as Exhibit B.

Applicants believe that the newly submitted documents overcome the rejections, made by the PCT Legal Office in the March 20, 1997 Decision, to the prior petitions for adding

Dr. Susan Pothen Varghese to the application as a co-inventor. In light of the newly submitted documents and the following remarks, reconsideration of the merits of the petition is respectfully requested.

In the Decision, the PCT Legal Office stated that the previously-submitted "Assent of Assignee to Addition to Originally Named Inventors" was not acceptable because it was not in the form of a verified statement. In response, Applicants are submitting herewith an assent of assignees that is in the form of a verified statement. The March 20, 1997 Decision set a two-month period for the filing of a reconsideration request, but states that extensions of time may be obtained under 37 C.F.R. §1.136(a). Transmitted herewith is a Petition under 37 C.F.R. §1.136(a) for a one-month extension of time, extending the due date for response to the March 20, 1997 Decision to June 20, 1997. Accordingly, this Second Renewed Petition is being timely filed.

In light of the foregoing, it is believed that the newly submitted documents have addressed all the issues raised in the Decision. Therefore, the assignees respectfully request the granting of the Petition for adding Dr. Susan Pothen Varghese to the application as a co-inventor.

Although the March 20, 1997 Decision indicated that no additional petition fee is required, the Commissioner is hereby authorized to charge any fee deficiencies associated

with this Second Renewed Petition to the Deposit Account of the undersigned attorney's firm, Deposit Account No. 12-1820.

Respectfully submitted,

LOEB & LOEB LLP

Date: May 30, 1997

By: Roger R. Wise
Roger R. Wise
Registration No. 31,204
Attorney for Assignees

**PLEASE NOTE CHANGE IN
CORRESPONDENCE ADDRESS:**

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Box PCT,

Assistant Commissioner for Patents,
Washington, D.C. 20231, on May 30/97
Roger R. Wise 5/30/97
Roger R. Wise, Reg. No. 31,204